SEP 2 3 2004 in the Ma

Certificate of Mailing

I ke/eby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: September 21, 2004

(why)

PATENT 36856.557

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masakazu YAMAUCHI

Serial No.: 09/974,979

Filed: October 12, 2001

Title: THREE-TERMINAL FILTER USING AREA FLEXURAL VIBRATION MODE

Art Unit: 2817

Examiner: B. Summons

DECLARATION UNDER 37 C.F.R. § 1.130

Assistant Commissioner for Patents Washington, D.C. 20231

I hereby declare that that the subject matter of U.S. Patent No. 6,700,302, and the present claimed invention were, at the time the invention was made, owned by the same company or subject to an obligation of assignment to the same company.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: September 21, 2004

Christopher A. Bennett Attorney for Applicant Registration No. 46,710

KEATING & BENNETT, LLP

10400 Eaton Place, Suite 312 Fairfax, Virginia 22030

Telephone: (703) 385-5200 Facsimile: (703) 385-5080